

DECLARATORY
~~Improvement~~ Res. No. 1290-1970

For the condemnation of all rights and easements of ingress and egress to and from the east side of Baer Field Expressway from the north property line of Lot #106, Lake Shores Addition, Sectin 2, as recorded in Plat Book 26, pages 5 to 7, to the southwest corner of Lot #24, Lake Shores Addition, Section 1, as recorded in Plat Book 24, pages 167 and 168, in Records Office, Allen County, Indiana.

Resolution Adopted: June 22, 1970

Confirmed:

July 16, 1970

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

AUG 27 1970

1290

DECLARATORY RESOLUTION NO.1290-1970

For the condemnation of all rights and easements of ingress and egress to and from the east side of Baer Field Expressway from the north property line of Lot #106, Lake Shores Addition, Section 2, as recorded in Plat Book 26, pages 5 to 7, to the southwest corner of Lot #24, Lake Shores Addition, Section 1, as recorded in Plat Book 24, pages 167 and 168, in Recorder's Office, Allen County, Indiana.

ADOPTED: June 22, 1970

ADVERTISE NOTICE TO PROPERTY OWNERS: June 25 and July 2, 1970

NOTICES MAILED: July 2, 1970

HEARING ON CONFIRMATION: Thurs., July 16, 1970 3:30 p. m.

CONFIRMED: July 16, 1970

ASSESSMENT ROLL ORDERED: July 16, 1970

ASSESSMENT ROLL APPROVED: Aug. 4, 1970

HEARING ON CONFIRMATION OF ASSM'T ROLL: Thurs., 8/27/70 3:30

NOTICE SERVED: Aug. 14, 1970

ASSESSMENT ROLL CONFIRMED: Aug. 27, 1970

For the condemnation of all rights and easements of ingress and egress to and from the east side of Baer Field Expressway from the north property line of Lot #106, Lake Shores Addition, Section 2, as recorded in Plat Book 26, pages 5 to 7, to the southwest corner of Lot #24, Lake Shores Addition, Section 1, as recorded in Plat Book 24, pages 167 and 168, in Recorder's Office, Allen County, Indiana.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn all rights and easements of ingress and egress to and from the east side of Baer Field Expressway from the north property line of Lot #106 Lake Shore Addition, Section 2, as recorded in Plat Book 26, pages 5 to 7, to the southwest corner of Lot #24, Lake Shores Addition, Section 1, as recorded in Plat Book 24, pages 167 and 168, in Recorder's Office, Allen County, Indiana.

The cost of said condemnation of all rights and easements of ingress and egress shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such condemnation of all rights and easements of ingress and egress is described as follows: Lots 106 to 113 inclusive, all in Lake Shores Addition, Section 2, as recorded in Plat Book 26, pages 5 to 7, and Lots 12 to 24 inclusive, all in Lake Shores Addition, Section 1, as recorded in Plat Book 24 pages 167 and 168. Said additions are inclusive to the City of Fort Wayne, Indiana, in Recorder's Office, Allen County, Indiana.

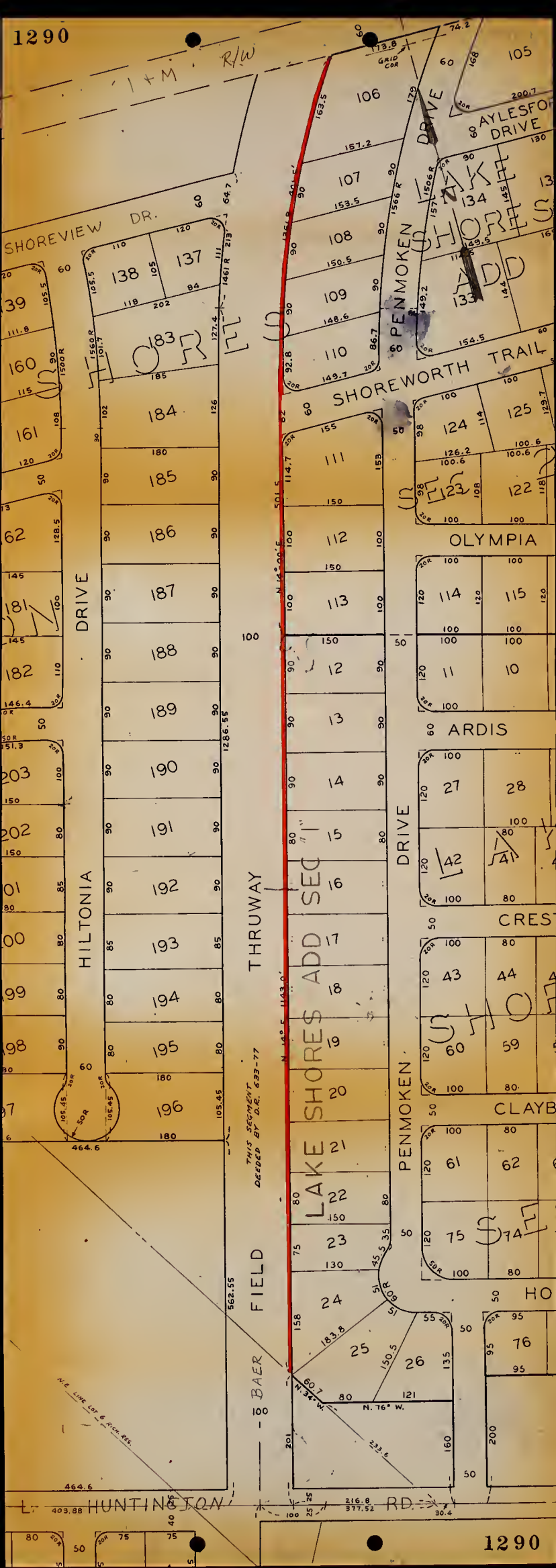
All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

All streets, lots and lands affected by the above described condemnation of all rights and easements of ingress and egress are situated in the east half of Section Twenty-seven, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 22 DAY OF June 1970.

Attest: Kenneth M. Gray
Secretary, Board of Public Works

Robert W. Dahman
Board of Public Works



ENGINEERING
DEPT. OF STREETS

DATE June 17, 1970

NOTED

☒ F.S.E.
☐ R.W.D.
☐ G.F.G.

TO: Board of Public Works

SUBJECT: Board Order No. 150-1970

Date _____

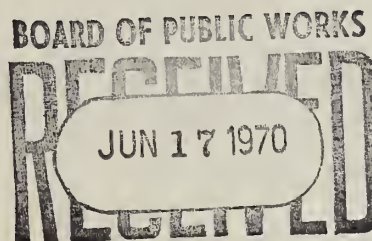
We are attaching the first of four Declaratory Resolutions which condemn rights of ingress and egress to the Baer Field Expressway.

This particular resolution includes lots on the east side of the expressway, north of Lower Huntington Road, in Lake Shores Addition.

A property ownership list is also attached.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.



1290

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

15

B.O.150-70

Date 55-217-3
July 16, 1970

To City Engineer

Subject Dec. 1290-1970 Baer Field Expressway

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
encl. Res. & P. O. List

Signed _____

Reply:

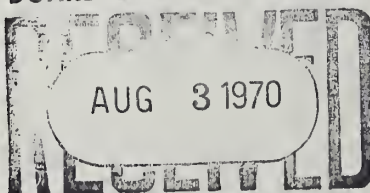
July 30, 1970

Assessment roll of benefits and damages completed and attached.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.

BOARD OF PUBLIC WORKS



Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTICE TO PROPERTY OWNER

Office Board of Public Works

City Hall

Fort Wayne, Indiana..... July 2, 1970.....

1290

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. 1290-1970..... providing for the ~~Condemnation of all rights and easements of ingress and egress to and from the east side of Raer Field Expressway from the north property line of Lot #106, Lake Shores Addition, Section 2, as recorded in Plat Book 26, pages 5 to 7, to the southwest corner of Lot #24, Lake Shores Addition, Section 1, as recorded in Plat Book 24, pages 167 and 168, in Recorder's Office, Allen County, Indiana.~~

The Board has fixed ~~Thursday, July 16, 1970 at 3:30 pm in Conference Room 102~~ a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

Lake Shores Addition, Sections 1 & 2

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

City of Fort Wayne

CITY ENGINEERING DEPT.
425 S. CALHOUN STREET
FORT WAYNE, IND. 46802

July 13, 1970

TO ALL OWNERS OF PROPERTY ABUTTING BAER FIELD EXPRESSWAY:

⁸Subject: Condemnation - Ingress and Egress Rights - Baer Field Expressway -
Resolution Nos. 1290, 1291, 1292 and 1293

Dear Property Owner:

You have recently received a notice for the above and we wish to take this opportunity to explain its purpose. The City of Fort Wayne is condemning the access rights and easements for ingress and egress to the right of way line for the Baer Field Expressway from all abutting property owners in the abutting subdivisions.

The first public hearing for Declaratory Resolutions Nos. 1290, 1291 and 1292 will be held at 3:30 P.M., July 16, 1970 in the Board of Public Works office. Declaratory Resolution No. 1293 is scheduled for a public hearing at 3:30 P.M., July 23, 1970 in the Board of Public Works office.

The purpose of these condemnation resolutions is to eliminate any future access from your property to the Baer Field Expressway. This is in compliance with the Federal Bureau of Roads and the State Highway Department requirements and is not a condemnation of additional property. These resolutions are a follow up on the existing covenants attached to the said subdivisions. These covenants are restrictive covenants for the subdivisions and have already included denial of the rights of ingress and egress to the Baer Field Expressway. However, the covenants are subject to revision after a period of twenty five (25) years from the date of recording of the subdivision and its covenants. Therefore, this condemnation of access rights is considered a mere formality to satisfy the requirements of the Federal Bureau of Roads and the State Highway Department.

All abutting property owners to the Baer Field Expressway will receive notices for two different public hearings. The first has been mailed and the second will be hand delivered.

If you have additional questions concerning this procedure, please feel free to call Kenneth N. Traylor, Street Engineer, 743-0178 Ext. 267 or Ronald Bonar, Acting City Engineer, 743-0178 Ext. 277.

BOARD OF PUBLIC WORKS

Frederic R. Ginnard
Robert W. Dahman
Ken



Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

65

5

71

JUL 9 1970

COMPUTATION OF CHARGES

71 lines, columns wide equals equivalent lines at .288¢ cents per line \$ 20.45

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 20.45

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date July 7, 1970

Title Clerk

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 22nd day of June, 1970 the said Board deeming it necessary to make certain improvements adopted the following:DECLARATORY RESOLUTION
NO. 1290-1970

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn rights and easements of ingress and egress to and from the east side of Baer Field Expressway from the north property line of Lot No. 106 Lake Shore Addition, Section 2, to the southwest corner of Lot No. 24, Lake Shores Addition, Section 1, as recorded in Plat Book 24, pages 167 and 168, in Recorder's Office, Allen County, Indiana.

DECLARATORY RESOLUTION
NO. 1291-1970

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn all rights and easements of ingress and egress to and from the west side of Baer Field Expressway from the north right of way line of Shoreview Drive to the south property line of Lot No. 196 Lake Shores Addition, Section 3, as recorded in Plat Book 26, pages 2-4, in Recorder's Office, Allen County, Indiana.

DECLARATORY RESOLUTION
NO. 1292-1970

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn all rights and easements of ingress and egress to and from the west side of Baer Field Expressway from the southwest property line of Woodhurst Addition, Section E, to the east right of way line of Fairfield Avenue, as recorded in Plat Book 29, pages 110 to 111, in Recorder's Office, Allen County, Indiana. The cost of said condemnations of all rights and easements of ingress and egress shall be assessed against the property beneficially affected thereby. All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

The Board of Public Works has fixed Thursday, the 16th day of July, 1970 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

FRED S. EHRMAN
ROBERT W. DAHMAN
GEO. F. GABLE
BOARD OF PUBLIC WORKS
KENNETH MCGRAW,
Clerk.ATTEST:
6-25-7-2

Legals

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that she is Clerk of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

June 3, 1970

July 2, 1970

Subscribed and sworn to before me this 7th day of July 1970

Edith Stapleton

Notary Public

My commission expires March 8, 1974

Claim No. Warrant No.

IN FAVOR OF

\$

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

JUL 9 1970

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COMPUTATION OF CHARGES

71 lines, columns wide equals equivalent lines at .288¢ cents per line \$ 20.45

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 20.45

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald
CLERK

Date July 7, 19 70

Title

Legal Notices

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NO. 1292-1970
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The Board of Public Works has fixed Thursday, the 16th day of July, 1970 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet in its office for the purpose of taking final action thereon.

FRED S. EHRLMAN
ROBERT W. DAHMAN
GEO. F. GABLE.
BOARD OF PUBLIC WORKS
KENNETH MCGRAW,
Clerk.

ATTEST:

6-25-7-2

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

June 25, 1970

July 2, 1970

Subscribed and sworn to before me this 7th day of July 19 70
Edith Stapleton
Notary Public

My commission expires March 8, 1974

DECLARATORY

Improvement Resolution No. 1290 -70 For THE CONDEMNATION OF ALL RIGHTS AND EASEMENTS OF INGRESS AND EGRESS TO AND FROM THE EAST SIDE OF BAER FIELD EXPRESSWAY FROM THE NORTH PROPERTY LINE OF LOT #106, LAKESHORES ADDITION SECTION 2, AS RECORDED IN PLAT BOOK 26 PAGES 5-7 TO THE SOUTHWEST CORNER OF LOT #24 LAKESHORES ADDITION, SECTION 1, AS RECORDED IN PLAT BOOK 24 PAGES 17-8

10	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O. L.	
1	FORT WAINE COMMUNITY SCHOOLS	1230 S. Clinton	2	106		LAKESHORES ADDITION, SECTION 2
2	WOODHURST CENTER, INC.	6636 Winchester Rd	7	107		
3	SNOW, IRVING A + TILLIE	6714 Park Dr.	9	108		
4	STRAIT, JAMES M. + CAROLE J.	6722 " "	"	109		
5	WOODHURST CENTER, INC.	6636 Winchester Rd	7	110		
6	" " "	" " "	"	111		
7	SCRIPTURE, ALFRED K + CORNELIA M.	6812 Pennomon Dr	9	112		
8	GABLE, HARRY A + RUTH	6820 " "	"	113		
9	SMOCK, STEVEN WILLIAM + OPAL GELAIN	6828 " "	"	114		LAKESHORES ADDITION, SECTION 1
10	BRUGLIERA, MICHAEL F + MAYBRITT I	6836 " "	"	115		
11	GRIFFIN, LLOYD JR + MARCELENE J.	6910 " "	"	116		
12	ABBETT, DANIEL + BEVERLY	6918 " "	"	117		
13	TELLEY, MICHAEL E + GAIL E	6926 " "	"	118		
14	HALLEY, THOMAS JR + HELEN M	7002 " "	"	119		
15	PEFFLEY, ARTHUR R + HELEN S	7010 " "	"	120		
16	HOLLMAN, RICHARD M + VIRGINIA M	7020 " "	"	121		
17	GAEBLER, CHARLES + IMOGENE	7030 " "	"	122		
18	ADAIR, STEPHEN W. + MARIAN K	7108 " "	"	123		
19	SPALLONE, JOSEPH + PATTY J	7116 " "	"	124		
20	SHROPSHIRE, CHESTER E + SHIRLEY R	7124 " "	"	125		
21	YAGER, LESLIE DEAN JR + BARBARA L.	7128 " "	"	126		
22	DREHER, CHARLES D + GRACE	1039 Hill Hill Dr.	9	25		
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60	NOTICES MAILED OR SERVED					
61	July 2, 1920					
62	By: <u>Basil Chilling</u>					
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TOTAL

